IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

TUESDAY, THE 21ST AUGUST, 2007/30TH SRAVANA, 1929

WP(C).No. 23299 of 2007(W)

PETITIONER:

O.N.SOMASEKHARA PANICKER,
CONNUKALLIL HOUSE, CHUNKAPPARA,
PATHANAMTHITTA.

BY ADV. SRI.V.G.ARUN

RESPONDENTS:

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1. THE REGISTRAR OF CO-OPERATIVE SOCIETIES, TRIVANDRUM.

2. THE JOINT REGISTRAR OF CO-OPERATIVE SOCIETIES(GENERAL), PATHANAMTHITTA.

3. THE ADMINISTRATOR,
KOTTANGAL SERVICE CO-OPERATIVE BANK LTD.NO.3680,
CHUNKAPPARA P.O., PATHANAMTHITTA.

4. THE KOTTANGAL SERVICE CO-OPERATIVE BANK LTD NO.3680, CHUNKAPPARA P.O., PATHANAMTHITTA, REPRESENTED BY ITS SECRETARY.

BY GOVERNMENT PLEADER (SMT. ANU SIVARAMAN)

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 21/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K. M. JOSEPH, J.

W.P.C. NO. 23299 OF 2007 W

Dated this the 21st August, 2007

JUDGMENT

Case of the petitioner, in brief, is as follows:

Petitioner is a Member of the fourth respondent Bank. He has approached this Court praying for a writ of mandamus to conduct election to the Managing Committee of the fourth respondent Bank within a time limit. Heard the learned Government Pleader also, who appears for respondents 1 to 3. Petitioner's complaint is based on the allegation that though an Administrator was appointed two years back and even the period allowed under the Government Order is also over, elections are not being held. Learned Government Pleader submits financial constraints. Having regard to all facts, the Writ Petition is disposed of directing the third respondent to take a resolution within two weeks from the date of production of a copy of this Judgment, so that election can be held within a period of three months from today. The resolution will be made available to the

Election Commission under Section 28B of the Kerala Co-operative Societies Act, so that election can be held within a period of three months from today.

K. M. JOSEPH, JUDGE

kbk.